

K
6 3 02

Clark & Elbing LLP

101 Federal Street
Boston, MA 02110-2106

Telephone 617-428-0200
Facsimile 617-428-7045
617-428-7046

May 20, 2002

By Federal Express

Examiner Maria Marvich
AU 1636
CM1 12D04
1911 South Clark Place
Arlington, VA 22202

U.S. Serial Nos. 09/839,752 and 09/875,305
Attorney Docket Nos. 50025/003002 and 50025/003003

Dear Examiner Marvich:

As you requested, enclosed are copies of the references that were cited in the Information Disclosure Statements that were filed in relation to the above-referenced cases. Please note that we have not yet been able to locate a copy of one of the references: Ebbecke et al., European Heart Journal 12:11 (1991). This reference was originally cited on a Form PTO 892 that was mailed with an Office Action on October 21, 1994 in U.S. Serial No. 08/144,717. Thus, it may be that the Patent Office has easy access to this reference. Please do not hesitate to contact me if you require any additional information.

Very truly yours,

Susan M. Michaud

Susan M. Michaud
Reg. No. 42,885


06/05/01
 0961 U.S. PTO

06-07-01

A
 09/875305
 06/05/01

Certificate of Mailing	
Date of Deposit <u>June 5, 2001</u>	Label Number: <u>EL509219168US</u>
I hereby certify under 37 C.F.R. § 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231.	
<u>Guy Beardsley</u> Printed name of person mailing correspondence	<u>Guy Beardsley</u> Signature of person mailing correspondence

UTILITY PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. § 1.53(b)	
Attorney Docket Number	50025/003003
Applicants	Victor J. Dzau, Gary H. Gibbons, and Ryuichi Morishita
Title	Therapeutic Use of Cis-Element Decoys In Vivo
PRIORITY INFORMATION:	
This application is a continuation of and claims priority from United States patent application of 08/524,206, filed September 8, 1995, which is a continuation of 08/144,717, filed October 29, 1993.	
SMALL ENTITY STATUS:	
<input checked="" type="checkbox"/> Applicant claims small entity status under 37 C.F.R. § 1.27.	
APPLICATION ELEMENTS:	
Cover sheet	1 page
Specification	17 pages
Claims	2 pages
Abstract	1 pages
Drawing	5 sheets
Combined Declaration and POA, which is: <input type="checkbox"/> Unsigned; <input type="checkbox"/> Newly signed for this application; <input checked="" type="checkbox"/> A copy from prior application 08/144,717 and the entire disclosure of the prior application is considered as being part of the disclosure of this new application and is hereby incorporated by reference therein.	3 pages
Sequence Statement	0 pages
Sequence Listing on Paper	0 pages
Sequence Listing on Diskette	0 disk
Small Entity Statement, which is: <input type="checkbox"/> A copy from prior application [**SERIAL NUMBER**] and such small entity status is still proper and desired.	0 pages
Preliminary Amendment	7 pages

IDS	0 pages
Form PTO 1449	0 pages
Cited References	7 references
Recordation Form Cover Sheet and Assignment	0 pages
English Translation	0 pages
Certified Copy of Priority Document	0 pages
Return Receipt Postcard	1
FILING FEES:	
Basic Filing Fee: \$355	\$355.00
Excess Claims Fee: 15 - 20 x \$9	\$0.00
Excess Independent Claims Fee: 1 - 3 x \$40	\$0.00
Multiple Dependent Claims Fee: \$135	\$0.00
Total Fees:	\$355.00
<input checked="" type="checkbox"/> Enclosed is a check for \$355.00 to cover the total fees. <input type="checkbox"/> Charge [**AMOUNT**] to Deposit Account No. 03-2095 to cover the total fees. <input type="checkbox"/> The filing fee is not being paid at this time. <input checked="" type="checkbox"/> Please apply any other charges, or any credits, to Deposit Account No. 03-2095.	
CORRESPONDENCE ADDRESS:	
Susan M. Michaud, Ph.D. Reg. No. 42,885 Clark & Elbing LLP 176 Federal Street Boston, MA 02110	
<div style="text-align: center;">  21559 <small>PATENT TRADEMARK OFFICE</small> </div> <div style="text-align: right;"> Telephone: 617-428-0200 Facsimile: 617-428-7045 </div>	
CUSTOMER NO: 21559	
<div style="display: flex; justify-content: space-between;"> <div> <u>Susan M. Michaud</u> Signature </div> <div> <u>June 4, 2001</u> Date </div> </div>	